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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re National Phase Patent :
Application of: :
 J. Michael Fitzpatrick, *et al.* :

Conf. No.: Not Yet Assigned : Group Art Unit: Not Yet Assigned
: :
International : Examiner: Not Yet Assigned
Appln. No.: PCT/US04/0014141 :
: :
International : Attorney Docket No.: 9823-26U1
Filing Date: May 7, 2004 :
: :
U.S. Appln. No.: Not Yet Assigned :
: :
U.S. Filing Date: Herewith :

Title: Fiducial Marker Holder System for Surgery

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

Enclosed are copies of each of the documents listed on the attached Information Disclosure Citation Form(s) PTO/SB/08A and/or B, which may be material to the patentability of this application and/or for which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56, except as noted below with respect to official waivers regarding submission of references.

In accordance with the official waiver posted July 11, 2003, wherein the U.S. Patent and Trademark Office officially waives the requirement under 37 C.F.R. § 1.98(a)(2)(i) for submitting copies of each cited U.S. Patent and U.S. Patent Application Publication with respect to applications filed after June 30, 2003, we have not included copies of such cited U.S. Patent and U.S. Patent Application Publications. However, we will provide copies upon request. Copies of any foreign and non-patent references are attached hereto for the Examiner's convenience.

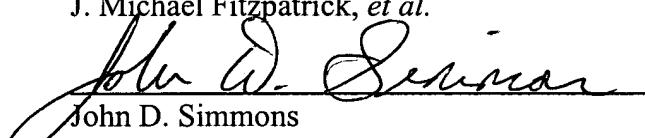
The filing of this Information Disclosure Statement shall not be construed as an admission that any of the listed documents constitutes prior art, nor as an admission against interest in any manner.

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It is respectfully requested that this Information Disclosure Statement and the documents listed on the attached Form PTO/SB/08A be considered and acknowledged by the Examiner in connection with the above-identified patent application, be made of record therein, and that the listed document(s) be cited in the issued patent.

Respectfully submitted,

J. Michael Fitzpatrick, et al.



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Form PTO/SB/08A				Complete <input type="checkbox"/> own	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		Application Number		Not Yet Assigned	
		Filing Date			
		First Named Inventor		J. Michael Fitzpatrick, et al.	
		Group Art Unit		Not Yet Assigned	
		Examiner Name		Not Yet Assigned	
Sheet	1	of	2	Attorney Docket Number	9823-26U1

U.S. PATENT DOCUMENTS				
Exr Initials	U.S. Patent Document		Name of First Inventor of Cited Document	Date of Publication of Cited Document MM-YYYY
	Number	Kind Code (if known)		
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	Country Code	Number	Kind Code (if known)		
	WO	97/06744	A1	Brigham & Women's Hospital	02-1997
	WO	01/33511	A3	Case Western Reserve University	05-2001
	WO	02/22015	A2	John Hopkins University School of Medicine	03-2002

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS						
Exr Initials	Include Name of first Author (in CAPITAL LETTERS), title of the article (where appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), volume-issue number(s), page(s), date (in parentheses). If a book, also include publisher and city and/or county where published.					T ₁
	CAVERSACCIO, M., et al., Present state and future perspectives of computer aided surgery in the field of ENT and skull base, Acta oto-rhino-laryngologica belg, 2002, 56, 51-59					
	FEDERSPIL, P.A., et al., Development of the First Force-Controlled Robot for Otoneurosurgery, Laryngoscope 113, March 2003, pp. 465-471					
	HOWARD, III, M.A., et al., A noninvasive, reattachable skull fiducial marker system, J. Neurosurg., Volume 83, August 1995, pp. 372-376					

Examiner Signature		Date Considered
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DT12 Rec'd PCT/PTO 04 MAR 2005

<p>Form PTO-108A</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p>(use as many sheets as necessary)</p>				<i>Complete if Known</i>
Application Number		Not Yet Assigned		
Filing Date				
First Named Inventor		J. Michael Fitzpatrick, et al.		
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Sheet	2	of	2	Attorney Docket Number
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